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PCT

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Unit: Unknown

Atty Docket: HER0071

Applicant: Etsuro Ono et al.

Invention: METHOD FOR PRODUCING A MAMMAL PROVIDED WITH RESISTANCE TO AN ALPHA-HERPES VIRUS MEDIATED INFECTION AND MAMMAL OBTAINED BY IMPLEMENTING SAID METHOD AND SAID MAMMAL'S PROGENY

Serial No: 10/530,539
Filed: April 6, 2005

Examiner: Unknown

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on January 24, 2006

Anthony Niewyk

REPLY TO NOTIFICATION OF DEFECTIVE RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Notification of Defective Response mailed January 5, 2006, enclosed is a new diskette containing the Sequence Listing in the above-identified application.

Applicants hereby submit, in accordance with 37 CFR §1.821(f) and (g), that the information recorded in ASCII form on the diskette submitted herewith in the above-identified patent application is identical to the written (on paper or compact disc) sequence listing and contains no new matter.

If any remittance is required in connection with this submission, the Commissioner is authorized to charge any amount due to Account No. 02-0385, BAKER & DANIELS.

Respectfully submitted,

Anthony Niewyk, Reg. No. 24,871
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,539	Ono Etsuro	HER0071

INTERNATIONAL APPLICATION NO.	
PCT/FR03/03024	
I.A. FILING DATE	PRIORITY DATE
10/14/2003	10/15/2002

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CONFIRMATION NO. 5349

371 FORMALITIES LETTER

OC000000017774268

Date Mailed: 01/05/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Priority Document
- Copy of the International Application filed on 04/06/2005
- English Translation of the IA filed on 04/06/2005
- Preliminary Amendments filed on 04/06/2005
- Information Disclosure Statements filed on 04/27/2005
- Biochemical Sequence Diskette filed on 09/19/2005
- Oath or Declaration filed on 09/19/2005
- Biochemical Sequence Listing filed on 04/06/2005
- Request for Immediate Examination filed on 04/06/2005
- U.S. Basic National Fees filed on 04/06/2005
- Priority Documents filed on 04/06/2005
- Power of Attorney filed on 04/06/2005

REPLY DUE: Sequence Listing
2-5-2006
DOCKET 1 ✓ DOCKET 2 ____

Applicant's response filed 09/19/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 08/29/2005 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,539	PCT/FR03/03024	HER0071

FORM PCT/DO/EO/916 (371 Formalities Notice)